

1 MAGISTRATE JUDGE JAMES P. DONOHUE  
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10 UNITED STATES DISTRICT COURT  
11 WESTERN DISTRICT OF WASHINGTON  
12 AT SEATTLE  
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15 UNITED STATES OF AMERICA, ) NO. CR 05-249 RSM  
16 Plaintiff, )  
17 vs. ) ORDER GRANTING STIPULATED  
18 ) MOTION TO EXTEND TIME TO  
19 ) FILE INDICTMENT  
20 JOSE MEJIA-MARTINEZ, )  
21 Defendant. )  
22 \_\_\_\_\_ )  
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24 THIS MATTER having come before the Court on the stipulated motion of the parties  
25 for an order extending the time within which an indictment shall be filed, and the Court  
26 having considered the stipulated motion of the parties, together with the balance of the records  
and files herein, the Court now finds and rules as follows:

27 The defense is requesting more time to allow the defendant time with which to  
28 consider the government's plea offer and recommendation.

29 Therefore, it appearing to the Court that the failure to extend the date within which an  
30 indictment must be filed would deny the defense reasonable time necessary for effective plea  
31 negotiations and taking into account the exercise of due diligence, and it further appearing to  
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33 ORDER GRANTING  
34 STIPULATED MOTION TO EXTEND TIME  
35 TO FILE INDICTMENT  
(Jose Mejia-Martinez; CR05-249RSM)

1 the Court that the ends of justice served by granting the requested continuance outweigh the  
2 interest of the public and the defendant in a speedy trial,

3 IT IS HEREBY ORDERED that the stipulated motion, of the parties to extend time  
4 within which an indictment shall be filed is GRANTED.

5 IT IS FURTHER ORDERED that the time within which an indictment shall be filed is  
6 hereby extended from July 22, 2005, to August 22, 2005.

7 IT IS FURTHER ORDERED that the period of delay from July 22, 2005, until August  
8 22, 2005, is excludable time, pursuant to 18 U.S.C. § 3161(h)(8)(A), for the purpose of  
9 computing the time limitations imposed by the Speedy Trial Act, 18 U.S.C. §§ 3161-3174/

10 DATED this 26th day of July, 2005.

11   
12 JAMES P. DONOHUE

13 United States Magistrate Judge

14  
15 Presented by

16 s/ Paula Semmes Deutsch  
17 WSBA # 23940  
18 Attorney for Jose Mejia-Martinez  
19 Federal Public Defender's Office  
20 1601 Fifth Avenue, Suite 700  
21 Seattle WA 98101  
22 206/553-1100 voice  
23 206/553-0120 facsimile  
24 Paula\_Deutsch@fd.org

25 s/ Vincent Lombardi  
26 Assistant United States Attorney  
27 *Telephonic Approval*

28 ORDER GRANTING  
29 STIPULATED MOTION TO EXTEND TIME  
30 TO FILE INDICTMENT  
(Jose Mejia-Martinez; CR05-249RSM)